

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

CATHLEEN NEILS,

Plaintiff,

v.

GRANT COUNTY, a Washington
municipal corporation, and D. ANGUS
LEE, individually,

Defendants.

NO: CV-09-151-RMP

ORDER GRANTING PARTIES'
STIPULATED MOTION FOR
PROTECTION ORDER

BEFORE the Court is the parties' Stipulated Motion to Protect Medical Records, Ct. Rec. 30. Having reviewed said Motion and the file and pleadings therein and being fully advised in the premise, the Court finds that good cause exists to grant the motion governing disclosure of Plaintiff's medical records.

Accordingly, **IT IS HEREBY ORDERED:**

1. Parties' Stipulated Motion to Protect Medical Records, **Ct. Rec. 30**, is **GRANTED**.

ORDER GRANTING PARTIES STIPULATED MOTION FOR PROTECTION
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1 2. All documents that a party wants subject to this Protective Order shall be
2 stamped with the word "CONFIDENTIAL." Any document not so marked shall
3 not receive such protection. Producing one or more documents not so stamped but
4 with a cover letter from the producing party identifying the documents produced as
5 "CONFIDENTIAL" is insufficient to obtain the protection of this Protective Order.
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8 3. All documents stamped "CONFIDENTIAL" shall be used solely for the
9 purpose of this litigation and shall not be disclosed, except pursuant to a court
10 order, to anyone except:
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- 12 a. The party(ies), their attorneys, and the attorney's employees;
13 b. Consultants and experts retained by any party for the purpose of assisting
14 in the preparation or presentation of claims or defenses;
15 c. Any witness in the course of counsel, or counsels' employees, who are
16 conducting an interview of the witness, a deposition of a witness, or testimony
17 during the trial of this matter of any witness, or during the testimony of any
18 witness in any hearing conducted during the course of this litigation; and
19 d. To the members of the jury in accordance with the rules and orders of this
20 Court regarding the publishing of exhibits for trial.
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22 4. This Order does not restrict any party from requesting a hearing to seal
23 any document marked "CONFIDENTIAL" if the same is filed with the Court as
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28 ORDER GRANTING PARTIES STIPULATED MOTION FOR PROTECTION
ORDER ~ 2

1 part of the litigation in this matter. The parties shall follow GR15 regarding this
2 procedure.

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4 5. Upon completion of this litigation, all copies of the records or documents
5 subject to this Protective Order, or testimony with references thereto, shall remain
6 confidential, and shall continue to be kept pursuant to the above criteria.

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8 6. Nothing contained herein shall be construed to prejudice or limit any
9 party's right to use the records in taking of depositions or at trial to the extent
10 permitted, if at all, under the rules of evidence and civil procedure.

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12 7. Nothing in this Order shall prevent any party hereto from seeking
13 modification of this order, or its use in another litigation or claim, if applicable, or
14 from objecting to discovery which it believes to be otherwise improper.

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16 8. Nothing in the Protective Order shall prevent any party hereto from
17 challenging a party's designation of a document as "CONFIDENTIAL."

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19 9. Nothing in the Protective Order shall prohibit a party who inadvertently
20 discloses a document without stamping it "CONFIDENTIAL" from advising the
21 other parties within a reasonable time of such inadvertent disclosure and
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28 ORDER GRANTING PARTIES STIPULATED MOTION FOR PROTECTION
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1 reproducing the document with a "CONFIDENTIAL" stamp.

2 The District Court Executive is directed to enter this Order and provide
3 copies to counsel.
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5 **DATED** this 30th day of June, 2010.


6 s/ Rosanna Malouf Peterson
7 ROSANNA MALOUF PETERSON
8 United States District Court Judge
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